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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
APPROXIMATELY \$104,994 IN UNITED)
STATES CURRENCY,)
)
Defendant.)

No. 08-02331 JL

**STIPULATION FOR AN ADDITIONAL
STAY PROCEEDING PURSUANT TO 18
U.S.C. § 981(g) and ~~PROPOSED~~ ORDER**

IT IS HEREBY STIPULATED by and between plaintiff United States of America and claimant Todd Dunphy, through undersigned counsel, that this action be stayed pursuant to 18 U.S.C. § 981(g) and 21 U.S.C. § 881(I).

On September 9, 2009, Claimant Todd Dunphy was indicted on three related criminal counts in the District of Hawaii, including a forfeiture allegation for the defendant \$104,994 in this case. United States v. Dunphy, CR 09-00370 SOM, Docket No. 1. The allegations in the present forfeiture complaint are related to the allegations at issue in the related criminal indictment and, consequently, the parties agree that a stay in the forfeiture proceeding for 180 days is necessary, because continuation of the forfeiture proceeding will burden the right of the claimant against self-incrimination in the

related criminal case and will adversely affect the prosecution of the related criminal case.

IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

Dated: October 13, 2009

/S/

DAVID COUNTRYMAN
Assistant United States Attorney

Dated: October 13, 2009

/S/

DAVID M. MICHAEL
Attorney for Claimant
Todd Dunphy.

ORDER GRANTING STAY

UPON CONSIDERATION of the Stipulation to Stay, the entire record, and for good cause shown, it is by the Court on this 14th day of October, 2009

ORDERED that the instant case be, and hereby is, STAYED, until April 28, 2010, at 10:30 a.m. pursuant to 18 U.S.C. § 981(g).



HONORABLE JAMES LARSON
United States Magistrate Judge